



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: MIYACHI et al.

SERIAL NO.: 10/500,165

FILED: June 23, 2004

FOR: Lithium Ion Secondary Battery

DOCKET: NEC DP-907

MAIL STOP AMENDMENTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In connection with the above-entitled matter, Applicant hereby proffers the PCT International Preliminary Examination Report dated December 28, 2001. The references cited in the International Preliminary Examination Report are already of record in this case.

This Supplemental Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitutes prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most knowledgeable about the content of the information. The relevance to the pending U.S. patent application is that the references were cited in a PCT patent application on the same subject matter. However, the accuracy of the statement of the PCT examiner or the claims of the PCT application under the laws of the country or the United States relative to the subject

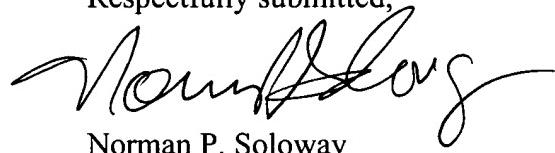
HAYES SOLOWAY P.C.
130 W. CUSHING STREET
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
MANCHESTER, NH 03101
TEL. 603.668.1400
FAX. 603.668.8567

matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the PCT Examiner's comments submitted therewith.

The enclosed Supplemental Information Disclosure Statement is being submitted prior to issuance of the first action on the merits. Therefore, we believe there are no fees involved with this Supplemental Information Disclosure Statement. In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway
Attorney for Applicants
Reg. No. 24,315

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 18, 2004 at Tucson, Arizona.

By:



HAYES SOLOWAY P.C.
130 W. CUSHING STREET
TUCSON, AZ 85701
TEL. 520.882.7623
FAX. 520.882.7643

175 CANAL STREET
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TEL. 603.668.1400
FAX. 603.668.8567